



Department of Energy
National Nuclear Security Administration
Office of the General Counsel
P. O. Box 5400
Albuquerque, NM 87185



February 21, 2019

FEDEX DELIVERY – CONFIRMATION RECEIPT REQUESTED

Parker Higgins
MuckRock News
DEPT MR 58413
411A Highland Ave
Somerville, MA 02144-2516

Dear Mr. Higgins:

This letter is the final response to your July 20, 2018, Freedom of Information Act (FOIA) request for:

Your request stated the following:

Requesting all records such as policies, manuals, guidelines and directives, including but not limited to electronic records, concerning undercover operations or activities in which a person may act as a member of the news media or infiltrate media organizations. This request includes, but is not limited to the guidelines and policies related to criminal and national security operations review committees and records relating to agency undercover impersonation applications and approval processes, including assessment of the need for an undercover operation. This request includes but is not limited to undercover operations involving impersonation of journalists or members of the news media, or such records relating to agency infiltration of media organizations. This request includes such records relating to any sensitive circumstances of undercover operations, including those that may require additional review (and records relating to those review processes).

We contacted the National Nuclear Security Administration (NNSA) Office of External Affairs (NA-EA) to conduct a search for responsive records pertaining to your request. NA-EA searched and found no responsive records.

We also contacted the National Nuclear Security Administration (NNSA) Office of the Associate Administrator for Counterterrorism and Counterproliferation (NA-80) to conduct a search for responsive records pertaining to your request. NA-80 searched and found no responsive records.

You may appeal our inability to locate responsive records pursuant to 10 CFR § 1004.8. Such an appeal must be made in writing within 90 calendar days after receipt of this letter, and may be submitted electronically to OHA.filings@hq.doe.gov or by regular mail, addressed to the Director, Office of Hearings and Appeals, HG-1, U.S. Department of Energy, 1000 Independence Avenue SW, L'Enfant building, Washington, DC 20585. Your appeal must contain a concise statement of the grounds for the appeal and a description of the relief sought. Please submit a copy of this letter with the appeal. Please clearly mark both the envelope and the letter "Freedom of Information Appeal." Thereafter, judicial review will be available to you in the District of Columbia or in the district where (1) you reside, (2) you have your principal place of business, or (3) the Department's records are situated.

For further assistance, or to discuss any aspect of your request, you may contact NNSA's FOIA Public Liaison, John Weckerle, FOIA Officer, by telephone at 1-866-747-5994, or by mail at Department of Energy, National Nuclear Security Administration, Office of the General Counsel, PO box 5400, Albuquerque, NM, 87185.

Additionally, you may contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. There are no fees chargeable to you for processing this request.

If you have questions please contact Mr. Roberto Marquez by e-mail at Roberto.Marquez@nnsa.doe.gov, or write to the address above. Please reference Control Number FOIA 18-00241-R.

Sincerely,



John Weckerle
Denying Official